

ifr 3622

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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: October 4, 2006 Name: Tadashi Horie (Reg. No. 40,437) Signature: Tadashi Horie

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Tatsuji NAGAOKA et al.

Appln. No.: 10/089,996

Filed: April 5, 2002

For: BROADCASTING UTILIZING METHOD,
RECEIVER, MOBILE TERMINAL AND
SERVICE PROVIDING DEVICE

Examiner: Le, Khanh H

Art Unit: 3622

Attorney Docket No: 9683/112

Mail Stop IDS
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Transmittal (in duplicate); Second Supplemental Information Disclosure Statement; Form PTO-1449; 3 Cited References including Japanese Office Action
- ☒ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

				Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or Rate	Add'l Fee
Total		Minus			x \$25=		x \$50=	
Indep.		Minus			x \$100=		x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=		+\$360=	
					Total	\$	Total	\$

Fee payment:

- ☐ Checks; one in the amount of \$_____ to cover the extension fee, one in the amount of \$_____ to cover the additional filing fee; are enclosed.
- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

October 4, 2006
Date

Tadashi Horie
Tadashi Horie (Reg. No. 40,437)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Appln. of: Tatsuji NAGAOKA et al.

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SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98, and more particularly in accordance with 37 C.F.R. §1.97(c), Applicant hereby cites the following references:

U.S. Patent

No.	Date of Publication	Patentee/Applicant/Assignee
6,584,322	June 24, 2003	Ito

Foreign Patent Documents

No.	Date of Publication	Patentee/Applicant/Assignee
JP H11-220665	Aug. 10, 1999	JPO
WO 00/13090	Mar. 9, 2000	WIPO

Other Art

Japanese Office Action mailed August 15, 2006

Applicant is enclosing Form PTO-1449 (one sheet), along with a copy of each listed reference for which a copy is required under 37 C.F.R. §1.98(a)(2). Reference C4 is an Office Action issued in the counterpart Japanese application. References C2 and C3 were cited in the Japanese application. References C2 and C3 are in Japanese.

For Reference C2, Applicant is submitting an English translation thereof. For Reference C3, Applicant is submitting Reference C1, which is the counterpart U.S. patent of Reference C3.

Applicant respectfully requests the Examiner's consideration of the above references and entry thereof into the record of this application.

By submitting this Statement, Applicant is attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).


Applicant certifies under 37 C.F.R. §1.97(e)(1) that each item of information in this Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement (a copy of any foreign communication first citing a listed reference is attached for the Examiner's reference). Accordingly, Applicant has calculated no fee to be due in connection with the filing of this Statement. However, the Director is authorized to charge any fee deficiency associated with the filing of this Statement to a deposit account, as authorized in the Transmittal accompanying this Statement.

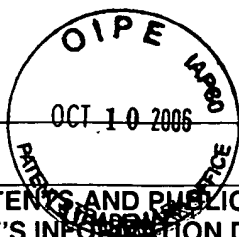
Respectfully submitted,

October 4, 2006

Date

BRINKS HOFER GILSON & LIONE
P.O. Box 10395
Chicago, IL 60610
(312) 321-4200


Tadashi Horie (Reg. No. 40,437)



FORM PTO-1449	SERIAL NO. 10/089,996	CASE NO. 9683/112
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (use several sheets if necessary)	FILING DATE April 5, 2002	GROUP ART UNIT 3622
APPLICANT(S): Tatsuji NAGAOKA et al.		

REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	C1	6,584,322	06/24/2003	Ito		

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	C2	JP H11-220665	08/10/1999	JPO		Yes
	C3	WO 00/13090	03/09/2000	WIPO		US6,584,322

EXAMINER INITIAL	OTHER ART – NON PATENT LITERATURE DOCUMENTS (Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.	
	C4	Japanese Office Action mailed August 15, 2006

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.